

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

**BENJAMIN HEETER, FIREARMS POLICY  
COALITION, INC., MARK BRAIMAN, and  
JOSEPH WURTENBERG,**

Plaintiffs,

vs.

**LETITA JAMES, in her official capacity as  
Attorney General of the State of New York,  
STEVEN G. JAMES, in his official capacity as  
Superintendent of the New York State Police,  
MICHAEL J. KEANE, in his official capacity as  
Actin District Attorney for Erie County, New  
York, WILLIAM G. GABOR, in his official  
capacity as District Attorney for Madison  
County, New York, and, SANDRA DOORLEY,  
in her official capacity as District Attorney for  
Monroe County, New York,**

Defendants.

Case No. 24-CV-00623-JLS

**PROPOSED EXTENSION OF THE CASE MANAGEMENT ORDER**

The current case management Order [ECF No. 54] sets the following deadlines:

Motions to Compel Discovery:	April 18, 2025
Fact Discovery Completed:	May 2, 2025
Plaintiff Expert Witness ID:	May 16, 2025
Defendant Expert Witness ID:	June 20, 2025
Expert Depositions:	December 31, 2025
Dispositive Motions:	February 27, 2026

The parties propose the following deadlines, an extension of two weeks or 14 days on all deadlines:

Motions to Compel Discovery:	May 2, 2025
Fact Discovery Completed:	May 16, 2025
Plaintiff Expert Witness ID:	May 30, 2025

Defendant Expert Witness ID:	July 4, 2025
Expert Depositions:	January 14, 2026
Dispositive Motions:	March 13, 2026

The State Defendants had noticed the individual Plaintiffs' depositions for early April 2025. Due to scheduling, Plaintiffs asked for those depositions to be rescheduled to take place on April 24<sup>th</sup> and 25<sup>th</sup> 2025. The parties agreed to move the deadlines and apply to the court, jointly, for an extension of all CMO deadlines by two weeks.<sup>1</sup> As such, the parties request that the court amend the Case Management Order, as reflected above, to accommodate the agreement of the parties. The remaining parties have no objection to this joint motion and would not be prejudiced by the entry of such an Order.

Dated: Buffalo, New York  
April 18, 2025

LETITIA JAMES  
Attorney General of the State of New York  
Attorney for State Defendants  
BY:  
s/ Ryan L. Belka  
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<sup>1</sup> As of the filing of this document, State Defendants do not have *written* confirmation of Plaintiffs consent to jointly move on these specific papers. The filed Motion was circulated yesterday memorializing a prior oral agreement. While originally styled as a Joint Motion, as a matter of prudence, State Defendants have removed Plaintiffs counsel's signature block from these documents. However, as noted above, the requested enlargement of all deadlines is in line with the parties agreement and State Defendants ask the court to amend the Case Management Order in accordance with this filing.